

**IN THE UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF OKLAHOMA**

WILLIAM L. MEANS,)	
)	
Plaintiff,)	
)	
vs.)	NO. CIV-06-1137-HE
)	
ROBERT LAMBERT, ET AL.,)	
)	
Defendants.)	

ORDER

Plaintiff William Means, a state prisoner, instituted this action pursuant to 42 U.S.C. § 1983, suing for alleged violations of his religious rights. Pursuant to 28 U.S.C. § 636(b)(1)(B), this matter was referred to Magistrate Judge Robert E. Bacharach, who recommended that the claims against defendant Ami Russell be dismissed without prejudice based on lack of service.


Plaintiff has failed to object to the Report and Recommendation and, therefore, has waived his right to appellate review of the factual and legal issues it addressed. United States v. One Parcel of Real Property, 73 F.3d 1057, 1059-60 (10th Cir. 1996). *See* 28 U.S.C. § 636(b)(1); LCvR 72.1(a). The court has also considered the merits of the matter and substantially concurs with the Magistrate Judge's analysis.

Accordingly, the court **ADOPTS** the Report and Recommendation [Doc. # 101] and **DISMISSES** the claims against defendant Ami Russell without prejudice.

This order does not terminate the referral to Judge Bacharach.

IT IS SO ORDERED.

Dated this 13th day of March, 2008.



JOE HEATON
UNITED STATES DISTRICT JUDGE